

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-0416/2dn  
DAK:hmh:rs

January 28, 2001

To Maribeth Witzel-Behl:

1. I did not change to July 1, 2003, the dates requested in the second item of the revisions; they affect current law regarding the termination of the council on health care fraud and abuse, which has now expired (it was sunset as of December 31, 2000). If it is your intention to resurrect that council, I will do so, but it is not my understanding that that is a part of this request.
2. In answer to your question in the fourth item of the revisions, the numbering of appropriations follows a set format in chapter 20, stats.: general purpose revenues are assigned paragraphs (a) to (fz); gifts and grants are considered to be program revenue and are therefore assigned paragraphs (g) to (jz) and (L); and federal funds are considered to be program revenue-federal and are therefore assigned paragraphs (m) to (pz). This is all rather arbitrary, as well as arcane, but it "works" to the extent that a person who is familiar with the system can look at an appropriation number and know instantly what kind of money it describes.
3. The answer to your question in the fifth item of the revisions is yes. The language under s. 15.207 (1) (b) 6. requires appointment of 6 residents of Milwaukee County by the county executive, and the amendment to s. 59.17 (2) (c), stats., empowers the county executive to do that.
4. In answer to your question in the sixth item of the revisions, Paul is right; I put the comma in.
5. In answer to your question in the seventh item of the revisions, it is a matter of style; I think it doesn't create a problem to keep the commas in.
6. The answer to your question in the eleventh item of the revisions is yes.
7. I did not draft that portion of the fourteenth item of the revisions that requires a one-year probationary period for the first successor to the initially-appointed secretary. Under s. 15.05 (1) (b), stats., if a department is under the direction and supervision of a board (which is true, under the bill, for the department of health planning and finance under the health policy board), the board must appoint a secretary to serve at the pleasure of the board. A one-year probationary period is thus unnecessary, because the board can fire the secretary at any time; additionally, a

one-year probationary period might imply that, past the first year, the secretary's appointment is permanent, which is not the case. (You might wish to consider this issue with respect to reviewing the first secretary after three years, as well; that is, the three-year review itself implies a three-year probationary period, even though the board actually has the power to fire the secretary at any time.) Please let me know if you have questions about this. Also, in drafting the provision, I used "36 months" instead of "3 years" since the definition of "year" in s. 990.01 (1), stats. (which governs all of the statutes) is that it means a calendar year, and I assumed that was not your intention.

Please let me know if I can further assist you with this draft.

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